

# MICHIGAN ASSOCIATION OF CIRCUIT COURT ADMINISTRATORS

March 17, 2003

Clerk's Office  
Michigan Supreme Court  
PO Box 30052  
Lansing, MI 48909

RE: Comments on File Number 2002-47

To Whom It May Concern:

At a recent quarterly meeting of the Michigan Association of Circuit Court Administrators, we discussed the above-referenced proposed amendment to MCR 3.203. This amendment, as proposed, would specify how notice required by statute or court rule should be provided when the statute or court rule does not specify.

Members of the Michigan Association of Circuit Court Administrators voiced two concerns about the proposed amendment to MCR 3.203. Specifically, proposed MCR 3.203 (B)(1) states that:

...the party provided to the friend of the court if the address  
is more recent than the address in the judgment or order,  
or...

The problem with this option for a party's last known address is that even though a party may give the friend of the court his or her address, the friend of the court office is prohibited from giving out addresses.

The other concern that MACCA members had was regarding the proposed amendment to MCR 3.203 (C)(1). That portion reads:

...that is set forth in any proof of service filed in the case,  
or...

The problem here is that proofs of service are not necessarily correct. Many times people are served at their workplace (which is always subject to change), or friends' or families' homes.

The members of the Michigan Association of Circuit Court Administrators have serious concerns about the practicality of the proposed amendments and, therefore, ask that they not be implemented until such time as the issues addressed above can be discussed further and possible changes made.

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If you have any questions or comments regarding this comment, please feel free to contact me at (989) 743-2248 or write me at 35<sup>th</sup> Judicial Circuit, 208 N. Shiawassee, Corunna, MI 48817.

Very Truly Yours,

*Dawn M. Childress*

Dawn M. Childress  
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Member MACCA – Committee on Court Rules